DOCKET NO. CX099004

T-531 P.002

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UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 2 6 2004

APPLICANT(S)

From-MOTOROLA

BROWN ET AL.

GROUP ART UNIT: 2004

APPLN. NO.:

09/764,959

EXAMINER: Cangialosi, Salvatore

FILED:

01/18/2001

TITLE:

METHOD AND APPARATUS FOR DYNAMICALLY ALLOCATING

RESOURCES IN A COMMUNICATION SYSTEM

<u>AMENDMENT</u>

Assistant Commissioner for Patents Alexandria, VA 22313

Sir:

Responsive to the Office Action dated 06/09/2004, Paper No. 2, and Examiner's comments with regard thereto, please enter the following amendments in the above-entitled application, without prejudice or disclaimer.

DOCKET NO. CX099004



AUG 2 6 2004

MOTOROLA

FAX TRANSMITTAL SHEET

Motorola, Inc.
Intellectual Property Section
Law Department
1303 E. Algonquin Road
Schaumburg, IL 60196

Telephone: (847) 576-5054 Facsimile: (847) 576-3750

11 Number of Pages (including this page)

Date:

August 26, 2004

To:

Cangialosi, Salvatore -

Location:

United States Patent and Trademark Office

Fax No.:

From:

James A. Lamb - 38,529

Subject:

09/764,959- BROWN ET AL.

4

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MESSAGE:

Enclosed herewith, please find an amendment for filing in the below-identified application.

PLEASE GIVE THESE PAPERS TO:

EXAMINER: Cangialosi, Salvatore

GROUP ART UNIT: 2661 SERIAL NO.: 09/764,959

FILED: 01/18/2001

INVENTOR: BROWN ET AL.

TRANSMITTAL FORM (To be used for all correspondence after initial filtry) Total Number of Pages in this Submission Numbe				09/764	959			
TRANSMITTAL Form First Named Inventor Forum Art Unit Forum Firm Fee Transmittal Form Fee Attached Free Attached Free Attached Forum Art Unit Forum Communication to Board Of Appeals and Interferences Appeal Communication to To Appeal C	TDANGMITTAI		Application Number					
TRANSMITTAL FIRST Named Inventor Group An Unit Examiner Name Cangialosi, Salivatore Attorney Docket Number CX099004 Fee Transmittal Form Fee Attached Fee Attached Fee Attached Atterney Docket Number Fee Attached			Filing Date					
Group Art Unit 2001 Total Number of Pages in this Submission Attorney Docket Number CX099004 Cangialosi, Salivatore CX099004			First Named Inventor	BROW				
Canglalosi, Salvatories Canglalosi Can			Group Art Unit	2661				
Total Number of Pages in this Submission Attorney Docket Number CX099004 Total Number of Pages in this Submission Attorney Docket Number CX099004 ENCLOSURES Ccheck all that apply Fee Transmittal Form		Examiner Name	Cangialosi, Salvatore					
Fee Transmittal Form	(to be used for all correspondence and	Submission	Attorney Docket Number					
Fee Attached Fee Attached Licensing-Related papers After Final After Final Petition Petition Petition Petition After Final Petition Provisional Application Status Letter with appropriate copies Complete Application Complete Application Reaponse to Missing Parts Incomplete Application Response to	Total Number of Fugos in the		ENCLOSURES					
Fee Attached Licansing-Related papers Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Provisional Application Affidavits/Declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Documents Response to Missing Parts/ Incomplete Application Response to Missing Parts/ Under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual James A. Lamb CERTIFICATE OF MAILING/TRANSMISSION I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on the date listed below: Typed or printed name Daven M. Hebelin Date Date Date ORDER Communication to Spard of Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter with appropriate copies Proprietary Information Status Letter with appropriate copies Commissioner for Patents, Alexandria, VA 22313 on the date listed below: Typed or printed name Dawn M. Hebelin Date ORDER Communication to TC (Appeal Notice, Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter with appropriate copies Request for Refund Cappeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter with appropriate copies Cappeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter with appropriate copies Cappeal Communication Response to Missing Parts Information Status Letter with appropriate copies Cappeal Communication Status Letter with appropriate Copies	Fee Transmittal Forr	n	Drawing(s)		After Allowance Communication to a			
After Final			Licensing-Related pap	ers	Appeal Communication to Board of Appeals and Interferences			
After Final Provisional Application Status Letter with appropriate copies Provisional Application Status Letter with appropriate copies Provisional Application Status Letter with appropriate copies Other Endosure(s) (please Identity below) Extension of Time Request Terminal Disclaimer Request Request Terminal Disclaimer Request Other Endosure(s) (please Identity below) Express Abandonment Request Terminal Disclaimer Request for Refund Copy of Priority Documents Response to Missing Parts Incomplete Application Response to Missing Parts Under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual James A. Lamb Registration No. 38,529 Signature CERTIFICATE OF MAILING/TRANSMISSION I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on the date listed below: Typed or printed name Dawn M. Hebein	X Amendment/Reply	Petition	(Appeal Notice					
Affidavits/Declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Documents Response to Missing Parts/ Incomplete Application Response to Missing Parts Under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual Signature Date CERTIFICATE OF MAILING/TRANSMISSION CERTIFICATE OF Mailing/Transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on the date listed below: Typed or printed name Dawn M, Hebein Date Other Enclosure(e) (please Identify below) Charge of Correspondences Address Terminal Disclaimer Request for Refund CD, Number of CDs Remarks Remarks Remarks Registration No. 38,529 Registration No. 38,529	After Final	1		i i				
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MUN (http://www.pate 08/26/2004	Typed or printed name	Dawn M, Hebei	n					
	Signature				Date	08/26/2004		

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	First Named Inventor		BROWN ET AL.			AUG 26	2004		
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he Director is authorized to: (check all that apply)		1051 1052	130 50	2051 2052	65 . 25	Surcharge – late filing fee or oath Surcharge – late Provisional filing			
X Charge fee(s) indicated below X Credit any over		1053	130	1053	130	Non-English specification For filing a request for ex parte	-		
Charge any additional fee(s) during the pendency of this applic	cation	1812	2520	1812	2520	Reexamination			
Charge fees(s) indicated below, except for the filling fee to the	ne	1804	920*	1804	920°	Requesting publication of SIR prior to . Examiner action			
above-identified deposit account.			1840°	1805	1840°	Requesting publication of SIR after Examiner action			
FEE CALCULATION		1251 1252	110	2251	55	Extension for reply within first month			
FEE CALCULATION			420 950	2252 2253	210 475	Extension for reply within second month Extension for reply within third month			
1. BASIC FILING FEE		1253 1254	1480	2254	740	Extension for reply within fourth month			
1. BASIC FILING FEE		1255	2010	2255	1005	Extension for reply within fifth month Notice of Appeal	-		
Large Entity Small Entity		1401 1402	330 330	2401 2402	185 165	Filing a brief in support of an appeal			
Fee Fee Fee Fee Code (\$) Code (\$)	Paid	1403	290	2403	145	Request for oral hearing Petition to institute a public use			
		1451 1452	1510 110	1451 2452	1510 55	proceeding Petition to revive unavoidable			
1001 770 2001 385 Utility filing fee 1002 340 2002 170 Design filing fee		1453	1330	2453	665	Petition to revive – unintentional Utility issue fee (or reissue)	-		
1003 530 2003 265 Plant filing fee		1501 1502	1330 480	2501 2502	665 240	Design issue fee			
1004 780 2004 385 Reissue filing fee		1503 1460	640 130	2503 1460	320 130	Plant issue fee Patitions to the Commissioner			
SUBTOTAL (1) (\$)-0-		1807	50	1807	50	Processing fee under 37 CFR 1.17(q)			
2. EXTRA CLAIM FEES			180 40	1806 8021	180 40	Submission of IDS Recording each patent assignment	-		
Previously Extra Fee from Paid** Claims below	Fee Paid	8021			,	per property (times number of properties) Filing a submission after final			
Total Claims - 20 = X 18		1809	770	2809	385	rejection (37 CFR § 1.129(a))			
Independent Claims		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))			
Multigle Dependent Large Entity Smail Entity		t801	770	2801	385	Request for Continued Examination (RCE)			
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and a special property of the state of 20 a									
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SUBMITTED BY						Complete (if applicat	ole) 576-5054		
Name (Print/Type) James A. Lamb	0	Reg	istration N	o. 38	<u>,529</u>	Telephone (647)			
Signature .	1					Date August 26, 2004			
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